

REMARKS

Claim 1 has been amended herein. Claims 8 and 65-68 have been canceled. Further to Applicants' reservation of their right to re-introduce method claims of suitable scope upon the indication of an allowable generic claim to a composition of matter, previously canceled Claims 39-42, 44-47, and 54-56 have been reintroduced as Claims 73-83. Claims 73-78 explicitly incorporate the complex of Claim 1 as amended herein.

Claims 1-3 and 73-83 remain in the case. Favorable reconsideration is respectfully requested.

Applicants thank Examiner Lucas for noting that the elected invention appears to be allowable. Claims 1 has been amended to recite only the elected species, and is therefore submitted to be allowable outright. Likewise, all of the remaining claims depend, either directly or indirectly from Claim 1, and are therefore submitted as also being allowable.

The following remarks address the remaining issues presented in the Office Action in the order of their appearance.

Rejection of Claims 66 and 67 Under 35 USC §112, First Paragraph (Written Description and Enablement):

These two rejections have been rendered moot by the cancellation of Claims 66 and 67. Such cancellation is without prejudice on the merits to further prosecution of these claims in one or more continuing applications.

Rejection of Claims 65-67 Under 35 USC §112, First Paragraph (Enablement):

This rejection has been rendered moot by the cancellation of Claims 65-67. Such cancellation is without prejudice on the merits to further prosecution of these claims in one or more continuing applications.

Rejection of Claims 1-3, 8,, and 65 Under 35 USC §103(a) Over Siddigi et al, in View of Olstein et al.:

This rejection has been rendered moot by the cancellation of Claims 8 and 65 and the amendment to Claim 1. Withdrawal of the same is now requested.

Rejection of Claims 66 and 67 Under 35 USC §103(a) Over Siddigi et al, in View of Olstein et al, Meyer, Friedman, and Gasson et al.:

This rejection has been rendered moot by cancellation of the claims.

Rejection of Claims 1-3, 8, and 64-67 Under 35 USC §103(a) Over Siddigi et al, in View of Olstein et al, Meyer, Friedman, and Buchman et al.:

This rejection has been rendered moot by the cancellation of Claims 65-67. Such cancellation is without prejudice on the merits to further prosecution of these claims in one or more continuing applications.

CONCLUSION

Applicants respectfully submit that the application is now in condition for allowance. Early notification of such action is earnestly solicited.

Respectfully submitted,

Joseph T. Leone, Reg. No. 37,170
DEWITT ROSS & STEVENS S.C.
8000 Excelsior Drive, Suite 401
Madison, Wisconsin 53717-1914
Telephone: (608) 831-2100
Facsimile: (608) 831-2106